

<p>The Aitkin County Board of Commissioners met this 7th day of October, 2008 at 9:00 A.M. with the following members present: Chairperson J. Mark Wedel, Commissioners Galen “Tweet” Tveit, Paul Bailey, Brian Napstad, Dale Lueck, County Administrator Patrick Wussow, and Confidential Administrator’s Assistant Missy Kingsley.</p>	<p>CALL TO ORDER</p>
<p>Motion by Commissioner Lueck, seconded by Commissioner Napstad and carried, all members voting yes to approve the October 7, 2008 amended agenda. Added (F)-Manual Warrants to consent agenda and added (x)-Manufacturers Tour to Committee Updates</p>	<p>APPROVED AMENDED AGENDA</p>
<p>Motion by Commissioner Bailey, seconded by Commissioner Napstad and carried, all members voting yes to acknowledge the September 23, 2008 meeting minutes.</p>	<p>ACKNOWLEDGE MINUTES</p>
<p>Motion by Commissioner Lueck seconded by Commissioner Bailey carried, all members voting yes to approve the Consent Agenda as follows: Correspondence File: September 23, 2008 – October 6, 2008; B) Approve Minutes: September 16, 2008; C) Approve Part Time Listing; D) Authorization to Dispose of Junk Vehicles; E) Acknowledge Board Consensus for the Week of September 30, 2008 : a) Commissioner Warrants as follows: General Fund, \$112,431.01, Road and Bridge, \$18,806.95, Health and Human Services, \$14,180.17, State, \$455.00, Trust, \$20,131.58, Forest Development, \$4,503.35, Long Lake Conservation Center, \$11,788.93 for a Total of \$182,296.99; F) Approve Manual Warrants as follows: General Fund, \$51,647.87, Road and Bridge, \$684,965.76, Health and Human Services, \$3,628.84, State, \$51,592.06, Trust, \$250.00, Long Lake Conservation Center, \$1,009.61 for a Total of \$793,094.14.</p>	<p>CONSENT AGENDA</p>
<p>Under the Consent Agenda, Commissioner Lueck offered the following resolution, seconded by Commissioner Bailey and vote being taken, all members voting yes, it was duly adopted, to wit:</p>	<p>DISPOSE OF JUNK VEHICLES</p>
<p>WHEREAS, the Sheriff’s Department wishes to dispose of the following list of vehicles currently stored at the Aitkin County Road and Bridge facility located at 1211 Air Park Lane, Aitkin Minnesota;</p>	<p>RESOLUTION NO. 100708-092</p>
<ol style="list-style-type: none"> 1. White Dodge Ram pickup truck, license: ANA389, VIN: 1B7HD14H7FS718039 2. Lt. Blue Ford F150 pickup truck, lic: 160LXR, VIN: F15MLC38263 3. Honda Accord 4dr, lic: MBF355, VIN: 1HGCA5530KA101130 4. Chev 2 dr Beretta, lic: HWF549, VIN: 1G1LV1417KY298616 5. Blue Pontiac 2dr Grand Lemans, lic: BGG034, VIN:2F27Y9P516583 6. Black Jeep Cherokee 4dr, lic: JNA926, VIN: 1J4GZ58S0SC752333 7. Plymouth Voyager Van, lic: 497NYG, VIN: 1P4FH5435KX678107 8. Dodge Grand Caravan, lic: DGM793, VIN: 1B4GH4430NX254015 9. Dodge Caravan, lic: DYJ349, VIN: 2B4GP4535VR434302 10. Black Jeep Grand Cherokee 4dr, VIN: 1J4GZ78Y9SC649332 11. Blue Dodge Intrepid 4dr, lic: EXK613, VIN: 1B3HD46T2SF666083 12. White Plymouth Acclaim 4dr, lic: BKL884, VIN: 1P3XA7632MF710641 13. Oldsmobile Intrigue 4dr, VIN: 1G3WX52H8XF342678 14. Blue Oldsmobile Cutlass Supreme 4dr, lic: DID015, VIN: 1G3WH54T5ND332696 15. White Hundai Sonata 4dr, lic: EEP742, VIN: KMHBF31S8KU044425 16. Blue Ford Thunderbird 2dr, lic: MTJ257, VIN: 1FAPP6243PH181660 17. Black Chrysler Concorde 4dr, lic: HTS757, VIN: 2C3EL56F3PH580960 18. Chev Celebrity 4dr, lic: CGC728, VIN: 1G1AW19X7E6960194 	

19. Black Acura Legend 2dr, lic: KZT876, VIN: JH4KA3274LC016592

NOW, THEREFORE BE IT RESOLVED, Aitkin County Board approves disposing of the above vehicles.

Motion by Commissioner Napstad seconded by Commissioner Lueck, all members voting yes to approve the Final Contract Payment of \$2,614.85 for project S.A.P. 01-599-36, carried with all other members voting yes.

Final contract cost is \$34,188.67 compared to the bid amount of \$33,085, with a difference of \$2,614.85.

Commissioner Napstad offered the following resolution, seconded by Commissioner Lueck and vote being taken, all members voting yes, it was duly to wit;

WHEREAS, Contract No. 20084-Project No. S.A.P. 01-599-36-Rip Rap and Slope Stabilization has in all been completed, and the County Board being fully advised in the premises,

NOW, THEREFORE BE IT RESOLVED, That we do hereby accept said completed projects for and in behalf of the County of Aitkin and authorize final payment to Roth Construction in the amount of \$2,614.85 as specified herein.

Motion by Commissioner Bailey seconded by Commissioner Lueck, all members voting yes to award the Base Project C.P. 01-090-13 to Prestige Builders of Minnesota in the amount of \$143,800.00, carried with all other members voting yes.

Commissioner Bailey offered the following resolution, seconded by Commissioner Lueck and vote being taken, all members voting yes, it was duly to wit;

WHEREAS, Prestige Builders of Minnesota of Maple Grove was the lowest responsible bidder in the amount of \$143,800 for C.P. 01-090-13,

NOW THEREFORE, BE IT RESOLVED, That Prestige Builders of Minnesota be awarded the contract for the McGregor Shop Building,

BE IT FURTHER RESOLVED, That the Chairperson of the Aitkin County Board and the Aitkin County Auditor are hereby authorized and directed to enter into a contract on behalf of Aitkin County with said low bidder upon presentation of proper contract documents.

Motion by Commissioner Napstad seconded by Commissioner Bailey, all members voting yes to approve State Bridge Grant S.A.P. 01-626-06 and Resolution, carried with all other members voting yes.

Commissioner Napstad offered the following resolution, seconded by Commissioner Bailey and vote being taken, all members voting yes, it was duly to wit;

WHEREAS, The County of Aitkin has applied to the Commissioner of Transportation for a Grant from the Minnesota State Transportation Fund (Fund 29) to construct a bridge replacement (Bridge No. 01J26) and approach grading located on Aitkin County Road No. 26

**FINAL CONTRACT
PAYMENT ON
S.A.P. 01-599-36**

**RESOLUTION NO.
100708-093**

**PROJECT AWARD
ON C.P. 01-090-13**

**RESOLUTION NO.
100708-094**

**STATE BRIDGE
GRANT-S.A.P. 01-
626-06**

**RESOLUTION NO.
100708-095**

(S.A.P. 01-626-06), and

WHEREAS, The amount of the Grant has been determined to be \$58,119.25 by reasons of the lowest responsible bid,

NOW THEREFORE BE IT RESOLVED, That the County of Aitkin does hereby affirm that any cost of the bridge construction in excess of the Grant will be appropriated from the funds available to the County of Aitkin, and that any grant monies appropriated for the bridge construction but not required, based on the final estimate, shall be returned to the Minnesota State Transportation Fund.

Motion by Commissioner Lueck seconded by Commissioner Napstad, all members voting yes to authorize lowering the minimum bid of the Hill City Shop Property to \$27,400.00 on December 5, 2008 or at the Completion of the Tax Forfeited Sales.

Legal description as described:

One hundred eighty (180) feet x Three hundred seventeen and five tenths (317.5) feet in the Northeast corner of the Northeast Quarter of the Northeast Quarter (NE-NE) in Book 123 DDS Page 274 Section Twenty-two (22) Township Fifty-two (52) Range Twenty-six (26)

Verbal discussion of Project Updates: S.A.P 01-638-03, S.A.P. 01-632-03, S.A.P. 01-604-09, by John Welle County Engineer.

Motion by Commissioner Lueck seconded by Commissioner Bailey, all members voting yes to approve Repurchase Request Tax Forfeited Property-Jesus Navarro-Hazelton Township, Derby Towns, Lot 1 Blk 54, carried with all other members voting yes.

Commissioner Lueck offered the following resolution, seconded by Commissioner Bailey and vote being taken, all members voting yes, it was duly to wit;

WHEREAS, Jesus G Navarro, the former owner has made and filed an application with the County Auditor for the repurchase of the hereinafter described parcel.... of tax forfeited land, in accordance with the provisions of Minnesota Statutes 1945, Section 282.241, as amended, which land is situated in the County of Aitkin, Minnesota, and described as follows, to-wit: Derby Town Lot 1 Blk 54; and

WHEREAS, said applicant has set forth in his application that

In support of this application for the repurchase of said land I make the following statement:

In support of this application for the repurchase of said land I make the following statement:

a) That hardship and injustice has resulted because of forfeiture of said land, for the following reasons, to-wit: and

b) That the repurchase of said land by me will promote and best serve the public interest, because:

SALE OF HILL CITY SHOP PROPERTY

PROJECT UPDATES

REPURCHASE REQUEST TAX FORFEITED PROPERTY

RESOLUTION NO. 100708-096

I am writing in concern of the forfeiture of ownership on the parcel of land in the property of Sherwood Forest in Aitkin County, MN. The exact location of this property is Derby Town Lot 1, Block 54. It was taken from me due to unpaid property taxes for the last several years, and I would like to be able to purchase it back for the past due amount in the total of \$1,124.00.

The reason that I hadn't paid the amount needed when it was due is because, to be honest, like just caught up with me and I haven't been able to keep up on a lot of things. I'm doing my best now to get out of the hole that I put myself in, and I can assure you with complete confidence that I will never be this behind in my taxes or dues with this land again. I don't know exactly how much the land is worth, but I don't want to lose it over \$1,100. I hope that with this letter and the payment that I'm enclosing you will sell it back to me so that I can continue to build up there and maybe someday pass it along to my two sons. Almost, if not already, losing this land really opened my eyes, and I please with you not to take something so important from me and my sons due to an error on my part.

On a personal note, this property means so much to me and my children. It is the bulk of what I received in the dissolution of my marriage, and I have put so much work into it to make sure that it is nice and relaxing when we come up for the weekends. My boys and I love to come to the little bakery up there, and we look forward to it every weekend that we spend up there. We enjoy the relationships that we have established with other families in the campgrounds, and I love seeing them play with their friends that they have. There is nothing that makes me happier than seeing my kids play with their friends while I sit around the campfire with some of the other parents. Honestly, the memories that I have up there mean the most to me and I really hope that I can have to opportunity to make many more.

I am enclosing the amount that I owe for the land, and I hope that with that and this letter I will be able to purchase the land that I love so much back from you. Once again, I am so sorry of the inconvenience that I have caused, and I assure you that it won't happen again; and

WHEREAS, this Board is of the opinion that said application should be granted for such reasons,

NOW THEREFORE BE IT RESOLVED, That the application of Jesus Navarro for the purchase of the above described parcel of tax forfeited land be and the same is hereby granted and the County Auditor is hereby authorized and directed to permit such repurchase according to the provisions of Minnesota Statutes 1945, Section 282.241, as amended.

Dated at Aitkin , Minnesota this 7th day of October , 2008

Motion by Commissioner Bailey, seconded by Commissioner Lueck, and carried, to support the finding that this property: Anthony Stulc, Parcel #25-0-005600 is a Public Health Nuisance as defined in MN Statutes, Chapter 145A.04 and to direct Tom Burke, the agent to the County Board of Commissioners, to abate this Public Health Nuisance per Aitkin County Policy, contingent upon the Aitkin County District Attorney's opinion.

Motion by Commissioner Napstad, seconded by Commissioner Lueck, and carried, to support the finding that this property: Mable Yaggy, Parcel #31-0-051900 is a Public Health Nuisance as defined in MN Statutes, Chapter 145A.04 and to direct Tom Burke, the agent to the County

**PUBLIC HEALTH
ABATEMENTS**

**PARCELS: #25-0-
005600, 31-0-051900,**

Board of Commissioners, to abate this Public Health Nuisance per Aitkin County Policy, contingent upon the Aitkin County District Attorney’s opinion.

AND 34-0-016302

Ray Morris a neighbor to the Yaggy’s property stated that it would cost the County and the tax payers several dollars to clean this property up.

Motion by Commissioner Bailey, seconded by Commissioner Napstad, and carried, to support the finding that this property: Ricardo and Maryann Ostencio, Parcel #34-0-016302 is a Public Health Nuisance as defined in MN Statutes, Chapter 145A.04 and to direct Tom Burke, the agent to the County Board of Commissioners, to abate this Public Health Nuisance per Aitkin County Policy, contingent upon the Aitkin County District Attorney’s opinion.

Terry Neff presented the proposed Shoreland Ordinance amendments to the Board for the second reading and for final approval.

**APPROVE
PROPOSED
SHORELAND
ORDINANCE
AMENDMENTS**

Gordon Prickett, Walt Wiesner, Larry Foote, and Phil Rzeszutek from the audience commended Aitkin County Staff on their hard work on the Shoreland Ordinance.

Motion by Commissioner Bailey, seconded by Commissioner Lueck to approve the Proposed Shoreland Ordinance Amendments, carried with all other members voting yes.

Commissioner Bailey offered the following resolution, seconded by Commissioner Lueck and vote being taken, all members voting yes, it was duly to wit;

WHEREAS, the Aitkin County Board adopted the Shoreland Ordinance in 1992, and

**RESOLUTION NO.
100708-097**

WHEREAS, the County Board directed staff, on October 7, 2007, to amend portions of the Shoreland Ordinance, and

WHEREAS, a public hearing was held on August 9, 2008 where public comment was received, and

WHEREAS, the County Board received those public comments and made revisions based upon those comments,

NOW THEREFORE BE IT RESOLVED, That the Aitkin County Board agrees to amend the Shoreland Ordinance as submitted on October 7, 2008, with an effective date of January 1, 2009.

Motion by Commissioner Bailey, seconded by Commissioner Lueck to Incorporate the Airport Standards as found in the 1972 Aitkin County Zoning Ordinance back into the Zoning Ordinance, carried with all members voting yes.

**INCORPORATE
AIRPORT
STANDARDS**

Commissioner Bailey offered the following resolution, seconded by Commissioner Lueck and vote being taken, all members voting yes, it was duly to wit;

WHEREAS, The County Board adopted the Airport Standards as part of their 1972 Zoning Ordinance, and

**RESOLUTION NO.
100708-098**

WHEREAS, the Airport Standards are still valid and the County Board desires to incorporate them back into the current zoning ordinance,

NOW THEREFORE BE IT RESOLVED, that the Airport Standards as found in the 1972 – Aitkin County Zoning Ordinance is incorporated back into the current zoning ordinance as Section 21.

Motion by Commissioner Bailey, seconded by Commissioner Napstad to Proclaim October 20th through October 24, 2008 as Manufacturer’s Week, carried with all members voting yes. It was the Consensus of the Board to take an Aitkin County Manufacturers Tour on October 21, 2008 after the County Board meeting adjourned.

During the meeting, the Board heard updates on the following committees: i) Lakes & Pines; ii) Community Health; iii) Mental Health; iv) ACA; v) HRH; vi) Community Activities Assertion Meeting; vii) Statewide Shoreland Ordinance; viii) BWSR; ix) Fall 2008 District Meetings; x) Manufacturer’s Tour

Motion by Commissioner Bailey, seconded by Commissioner Lueck and carried, all members voting yes to adjourn the meeting at 12:10 p.m. until Tuesday, October 14, 2008 at 9:00 a.m.

**PROCLAIM
MANUFACTURERS
WEEK**

**COMMITTEE
UPDATES**

ADJOURN

J. Mark Wedel, Chairperson
Aitkin County Board of Commissioners

Patrick Wussow, County Administrator